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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 00-092

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

2. Form, Style and Placement in Administrative Code

a. In s. HFS 110.01, the comma following “(b) 2.” in the second line should be changed to a period. Also, the parenthetical material in the sixth line should be deleted.

b. The definitions provided in the note following s. HFS 110.03 (29) are substantive in nature and should be included in the text of the rule.

c. In s. HFS 110.03 (32), “EMT” should replace “EMTs” since the subsequent material is singular.

d. In s. HFS 110.05 (1) (g), the term “cardiopulmonary resuscitation” is used. Later in the paragraph, the acronym “CPR” is used, as it is in a number of subsequent provisions of the rule. It is suggested that the term ““cardiopulmonary resuscitation” or “CPR”” be defined in s. HFS 110.03 and then the acronym “CPR” may be used throughout the rule.

e. It would be helpful to the rule’s organization if the material currently in s. HFS 110.08, relating to all facets of an EMT-basic operation plan, which is required in order to operate an EMT-basic ambulance service, were moved to follow s. HFS 110.04, relating to the licensing of ambulance service providers.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The rule analysis should mention that s. 146.50 (6) (b) 2., Stats., provides that rules for training, education or examination requirements for EMT license renewals are to be promulgated in conjunction with the Technical College System Board. The analysis should indicate whether that collaboration occurred.

b. A period should be inserted at the end of the definition in s. HFS 110.03 (17).

c. In s. HFS 110.03 (29) (a), the word “of” on line 2 should be replaced by the word “the.”

d. In s. HFS 110.03 (39), what is “first-in emergency medical care”?

e. Should s. HFS 110.03 (46) refer to EMT-basic instead of EMT-paramedic?

f. Section HFS 110.04 (1) (d) states that an EMT-basic operational plan shall meet the requirements in s. HFS 110.08. Should it also meet the requirements of s. HFS 110.04 (1) (b) and (c)?

g. In s. HFS 110.045 (4) (a) 1., the second comma on the second line should be replaced by the word “and.” Also, in subd. 6., the language should be rewritten in the active voice to indicate who must do the various activities required.

h. Section HFS 110.045 (4) (c) provides that a medical director may also serve as a training course medical director or program medical director, or both. Are the qualifications for medical directors acting in those capacities the same as the qualifications of medical directors for ambulance services under s. HFS 110.045 (3)?

i. In s. HFS 110.05 (4) (c) 1. to 6., the same errors occur. In subd. 1., the phrase “and is” on line 2 should be replaced by a comma and the reference on line 3 should be only to sub. (2). All of the subdivisions should be modified accordingly.

j. Section HFS 110.05 (5) (c) requires a licensee seeking renewal of a license to submit materials described “in sub. (1) and par. (b)” by the renewal date. It is unclear why a person seeking renewal must submit the items in sub. (1), which are those to be submitted by a person seeking initial licensure, as well as having to submit those required for license renewal. It appears that the reference to sub. (1) should be deleted.

k. Section HFS 110.05 (5) (e) 1. e. requires an applicant to submit documentation of completion of an examination “approved by the department.” Where and how is this examination approved? Why are the approval criteria not included in the rule?

l. Reference is made to a **current** EMT-basic training course in s. HFS 110.06 (2) (b). Perhaps the term “ongoing” would be more appropriate. Section 1.01 (9) (b), Manual, discourages use of the word “currently” because it is meaningless once rules are printed.

m. In s. HFS 110.06 (5), the word “further” on line 2 should be deleted. Also, reference is made on line 3 to completing the “first 46 hours of that course.” Is this *after* the 46 hours referenced in sub. (2) (b)?

n. In s. HFS 110.07 (1) (c) 2., reference is made to “additional training approved by the department.” How and when is that training approved? How will a person know whether the additional training has been or will be approved?

o. In s. HFS 110.07 (1) (c) 5., how is “documentation” of the qualifications done other than sending copies of the medical director’s resume and Wisconsin physician license, as provided in subd. 5. b.?

p. Section HFS 110.07 (1) (c) 7. refers to a “stand-alone EMT-basic advanced skills course.” Is this course not within a training center, to which sub. (1) applies? Perhaps the term should be defined. Also, in subd. 7. a., what is the difference between certification in the skills and successful completion of training and testing in the skills? In subd. 7. b., who at the training center may approve a person to teach the skills? The same comment applies to subd. 7. c. and e.

q. In s. HFS 110.07 (2) (a) 5., the phrase “a currently” on line 3 should be changed to “an.” Also, how is the training approved by the department and how will a person know that it has been approved?

r. In s. HFS 110.07 (2) (a) 8., how does having medical director authorization to teach an advanced skill differ from having successfully completed training and testing in the skill and having been approved by the medical director to teach the skill?

s. In s. HFS 110.07 (2) (c), reference is made to an “ACLS” instructor. Is this supposed to be “ALS”?

t. In s. HFS 110.07 (3) (c) (intro.), one occurrence of “that” should be deleted.

u. In s. HFS 110.07 (3) (c) 2., how is the additional training referenced in that provision to be “approved by the department”?

v. In s. HFS 110.07 (3) (c) 6., why are the procedural requirements not set forth in the rule? Also, how will a center know what the requirements are?

w. In s. HFS 110.07 (4) (a), reference is made to additional skills training requiring approval of the department. What could this additional skills training include and how will it be approved by the department?